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**UNITED STATES DISTRICT COURT**  
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**DISTRICT OF NEVADA**  
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9 JUNGO LAND & INVESTMENTS, INC. a  
Nevada corporation,

CASE NO.: 3:10-cv-00257-RCJ-VPC

10 Plaintiff-Petitioner,

11 vs.

12 HUMBOLDT COUNTY BOARD OF COUNTY  
13 COMMISSIONERS and HUMBOLDT  
14 COUNTY, a political subdivision of the State of  
Nevada, CHUCK GIORDANO, in his individual  
and official capacity as Humboldt County  
15 Commissioner, MIKE BELL, in his individual  
and official capacity as Humboldt County  
Commissioner, DAN CASSINELLI, in his  
individual and official capacity as Humboldt  
16 County Commissioner, GARLEY AMOS, in his  
individual and official capacity as Humboldt  
County Commissioner, TOM FRANSWAY, in  
his individual and official  
17 capacity as Humboldt County Commissioner

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**AMENDED ORDER**  
**GRANTING JUNGO's**  
**WRIT PETITION**

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20 Defendants-Respondents

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23 Before the Court is Plaintiff-Petitioner Jungo Land & Investments, Inc.'s ("Jungo")  
24 motion entitled "Motion to Clarify December 7, 2011 Order Granting Jungo's Writ Petition"  
(Dkt. #173, referred to herein as "Motion to Clarify"). On December 7, 2011, the Court entered  
25 an Order granting Jungo's Petition for Writ of Mandamus, or in the alternative, Writ of  
Prohibition ("Writ Order" Dkt. #149). Defendants-Respondents Humboldt County et al.  
26 appealed the Writ Order to the Ninth Circuit Court of Appeals. Thereafter, the parties filed a  
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1 stipulated motion to dismiss the appeal without prejudice to reinstatement so that Jungo could  
2 seek clarification from this Court as to whether tolling principles applied to the relief granted in  
3 the Writ Order.

4 GOOD CAUSE APPEARING THEREFOR, Jungo's Motion to Clarify is hereby  
5 GRANTED.

6 The Court's December 7, 2011 Order granting Jungo's Petition for Writ of Mandamus, or  
7 in the alternative, Writ of Prohibition (Dkt. #149) is hereby AMENDED to add the following  
8 language in bold:

9 IT IS FURTHER ORDERED that Defendants:

10 (1) vacate the BCC's decision reversing the Regional Planning Commission's  
11 five-year extension of the Jungo CUP; (2) dismiss the Dolan Appeal with  
12 prejudice based on the BCC's lack of jurisdiction to hear the appeal; and (3)  
13 reinstate the Regional Planning Commission's February 11, 2010 decision  
14 granting Jungo a five-year CUP extension, **with the effective date of the  
extension being December 7, 2011, the date upon which the Court granted  
Jungo's Petition for Writ of Mandamus, or in the alternative, Writ of  
Prohibition.**

15 This Order is made without prejudice to Jungo seeking addition tolling time if the appeal of the  
16 Writ Order is reinstated.

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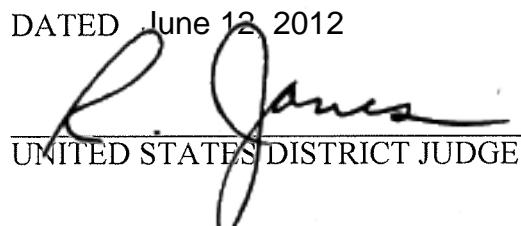
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IT IS SO ORDERED.

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DATED June 12, 2012

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UNITED STATES DISTRICT JUDGE

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